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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

ALPINE SECURITIES CORPORATION, a
Utah corporation, and SCOTTSDALE
CAPITAL ADVISORS, an Arizona
Corporation,

PLAINTIFFS,

v.

SECURITIES AND EXCHANGE
COMMISSION,

DEFENDANT.

**SECOND MOTION FOR EXTENSION
OF TIME**

Case No.: 2:18cv00504-CW

Judge: Clark Waddoups

Defendant the Securities and Exchange Commission, by and through its counsel of record, respectfully moves for an additional extension of time within which to respond to plaintiffs' Motion for Preliminary Injunction (Dkt. No. 6). On July 2, 2018, this Court extended the Commission's deadline to respond to that motion to and including July 13, 2018. Order, Dkt.

No. 13. On July 11, the U.S. District Court for the Southern District of New York issued an order enjoining both plaintiffs from prosecuting this action until after any appeal(s) from the final judgment in *SEC v. Alpine Securities Corp.*, No. 17-cv-4179 (S.D.N.Y.) (the “SDNY Action”) have been exhausted. *See* Opinion & Order, Dkt. No. 140, and Injunction, Dkt. No. 141, SDNY Action (collectively, the “SDNY Injunction”), both attached as Exhibit 1. The Commission accordingly requests that the Court extend the deadline to respond to the plaintiffs’ Motion for Preliminary Injunction to and including thirty days after the SDNY Injunction is dissolved.*

In light of the SDNY Injunction and the impending deadline to respond to plaintiffs’ Motion for Preliminary Injunction, the Commission did not consult with plaintiffs before filing this motion.

Respectfully submitted this 11th day of July, 2018.

Respectfully submitted,

/s/ Matthew S. Ferguson
Attorney for Defendant
Securities and Exchange Commission

* Alpine filed a notice of interlocutory appeal from the SDNY Injunction shortly after it was entered. The Second Circuit has not yet docketed the case.

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of July, 2018, I caused the **SECOND MOTION FOR EXTENSION OF TIME** to be served to the following parties entitled to service by the means indicated below:

VIA ECF

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